IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO

AMERICAN WASTE MANAGEMENT AND RECYCLING, LLC Plaintiff, v. CEMEX PUERTO RICO; CANOPY ECOTERRA CORP, Defendants.	Civil No. 07-01658-JAF Breach of contract; collection of moneys; damages. Jury trial demanded.

MOTION FOR EXTENSION OF TIME

TO THE HONORABLE COURT:

COMES NOW Defendant **CEMEX PUERTO RICO** (hereinafter, “CEMEX”) and through the undersigning attorneys, respectfully **states** and **prays**:

1. On July 23, 2007 Plaintiff filed the above captioned Complaint against CEMEX and Canopy Ecoterra Corp. (“Ecoterra”), for beach of its subcontract with Ecoterra for the dismantling, removal and sale of certain structures and scrap material found in CEMEX’s Ponce plant. Process was served upon CEMEX on August 8, 2007, along with a “Motion for Temporary Restraining Order”, and other documents. As such, Answer to the Complaint is due today, August 28th, 2007.

2. Due to the extensive nature of the above captioned Complaint, which includes more than 180 factual allegations, CEMEX respectfully requests that this Honorable Court grants a 30 day extension of time to file the Answer to the Complaint or otherwise plead.

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3. The requested extension of time is reasonable and will not delay proceedings. Furthermore, Defendant Ecoterra filed a meritorious "Motion to Dismiss and Memorandum of Law" on August 23, 2007. (Dkt. 17.) If this Honorable Court were to rule in favor of defendant Ecoterra, then the instant claim would be dismissed without need of CEMEX's pleadings.

WHEREFORE, defendant **CEMEX Puerto Rico**, respectfully requests this Honorable Court **GRANT** the 30-day extension of time herein requested.

RESPECTFULLY SUBMITTED.

I HEREBY CERTIFY that today I electronically filed the foregoing with the Clerk of the Court using CM/ECF system which will send notification of such filing to all counsel of record.

In San Juan, Puerto Rico, this 28th day of August 2007.

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